



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Alonzo C. Aylsworth et al.	§	Group Art Unit:	3743
Serial No.:	10/697,232	§		
Filed:	October 29, 2003	§	Examiner:	Aaron Lewis
For:	Method and System of Sensing Airflow and Delivering Therapeutic Gas to a Patient	§ § §	Confirmation No.:	9153

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Date: October 13, 2005

Sir:

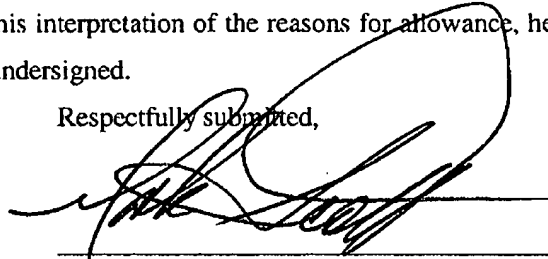
The statements for reasons for allowance appear to be a paraphrased portion of allowed claim 1, and thus in most cases do not fully reflect the individual subject matter of each allowed claim. Each of the claims sets forth Applicants' contribution with particularity, and each claim is allowable in light of the complete language of the claim, as well as equivalents. The Applicants therefore respectfully assert that the scope of each claim as allowed is to be determined from the actual language of each claim, including all equivalents.

Moreover, the statements for reasons for allowance indicate "the prior art of record teaches individually sensing airflow of each nostril and the mouth..." With respect to McDonald Jr. ('222), McKenna ('963) and Neuman ('636), "sensing airflow" must mean more specifically sensing a temperature associated with an airflow, as each of these references apparently teach temperature sensing devices. With respect to Karakasoglu ('955), Applicants respectfully traverse the assertion, as Karakasoglu's tubular portions 41, 46 and 47 (the mouth and nostril tubes respectively) are apparently all in fluid communication with elongate tubular portion 38. (Karakasoglu Col. 2, line 53 – Col. 3, line 19; Figure 3).

Appl. No. 10/697,232
Comments on Statement of Reasons for Allowance
Reply to Notice of Allowance dated October 4, 2005

If the Examiner disagrees with this interpretation of the reasons for allowance, he is requested to immediately contact the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark E. Scott', is written over a horizontal line.

Mark E. Scott
PTO Reg. No. 43,100
CONLEY ROSE, P.C.
(512) 391-1900 (Phone)
(512) 320-9181 (Fax)
ATTORNEY FOR APPLICANT